**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPLICATION NO. 4361 OF 2005**

Sanjay Vijaysingh Padode. ... Applicant.
Versus.
The State of Maharashtra & ors. ... Respondents.

Shri I.J.Nankani with Ajay Kumar i/by M/s.Nankani & Associates for the Applicant.

Ms.M.H.Mhatre, A.P.P. for the Respondent-State.

**CORAM : ABHAY S. OKA, J.**

**DATED : 13th July, 2005.**

**P.C.:**

1. Heard the learned Counsel appearing for the parties. The undertaking of the Applicant is taken on record and marked "X" for identification. The undertaking is accepted.

2. My attention has been invited to the order dated 2nd December 2004 passed by this Court in favour of the Applicant in Criminal Application No.5211 of 2004. The learned A.P.P. on instructions states that the Applicant has not committed breach of any conditions incorporated in the said order dated 2nd December 2004. The learned A.P.P. on instructions of Shri M.A.Inamdar states that the Investigating Agency has no objection to return the passport to the Applicant and for allowing him to undertake proposed travel as per the itinerary given in the Application. Accordingly the Application

is allowed in terms of prayer clause (a) subject to condition that the Applicant will return the passport to the Investigating officer within two days from his return from New Zealand and Australia on 10th August 2005.

3. The parties and the concerned authorities to act on an authenticated copy of this order.

**Judge.**